



121203

17707 U.S. PTO

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Pocket No.: A01P1051US02
Inventor(s): Cole H. Chen; Phong D. Doan;
Yougandh Chitre; and John R. Helland

EXPRESS MAIL NO. EV100891530US

Title: METHOD OF MANUFACTURING A DRUG-ELUTING
ENDOCARDIAL LEAD UTILIZING SILICONE
ELASTOMER AS A DRUG CARRIER

22390 U.S. PTO
10/736082

121203

MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
Alexandria, VA 22313-1450

Dear Sir:

This application is a divisional of copending U.S. Patent Application Serial No. 09/904,055, filed July 11, 2001.

Submitted herewith for filing are the following documents:

- ☒ 3 page(s) DATA SHEET
☒ 17 page(s) application including 10 pages specification; 6 pages claims, and
1 page abstract
☒ 3 Sheet(s) of Drawings
Formal x Informal xx
☒ Declaration (copy from parent case)
☒ Assignment (copy from parent case)
☒ Recordation Form Cover Sheet (copy from parent case)
☒ Power of Attorney by Assignee...
☒ Request for Extension of Time... (copy of document filed in parent case)
☒ Nonpublication Request Under 35 USC 122...
☒ Information Disclosure Statement
☒ PTO-1449 (without references)
☒ Return Postcard

CALCULATION OF FEES						
ITEM		NO. OF CLAIMS FILED		NO. OF ADDITIONAL CLAIMS FILED	LG ENTITY FEE	\$ FEE
A	TOTAL CLAIMS FEE	20	- 20 =	0	X \$18	\$ 0
B	INDEPENDENT CLAIMS FEE**	2	-3 =	0	X 86	0
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (LINES A + B)					\$ 0
D	MULTIPLE-DEPENDENT CLAIMS FEE LARGE ENTITY FEE = \$270					
E	BASIC FILING FEE*LARGE ENTITY = \$770					770
F	TOTAL FILING FEE** (ADD TOTALS FOR LINES C, D, AND E)					\$ 770**

☒

Charge Deposit Account No. **16-0068**
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\$770**

**A copy of this letter is
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

- X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0068
- X Any additional filing fees required under 37 CFR 1.16.
- X Any patent application processing fees under 37 CFR 1.17.
- X The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0068
- X Any patent application processing fees under 37 CFR 1.17.
- X Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

Date: 12/11/03

Ronald S. Tamura
Ronald S. Tamura, Attorney for Applicants
Reg. No. 43,179

Correspondence Address:

PACESETTER, INC.
15900 Valley View Court
Sylmar, CA 91392-9221
818/493-3157
818/362-4795 (fax)

I hereby certify that this New Application is being deposited
with the United States Postal Service as "Express Mail"
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December 12, 2003

Estella Pineiro 12/12/03
Estella Pineiro Date

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Cole H. Chen; Phong D. Doan; Yougandh Chitre; and
John R. Helland

Serial No.: 09/904,055

Art Unit: 3762

Filed: 07/11/2001

Examiner: K. Droesch

For: APPARATUS USING A SILICONE ELASTOMER AS A
DRUG CARRIER IN A DRUG-ELUTING ENDOCARDIAL
LEAD AND METHOD OF MANUFACTURE

Docket No.: A01P1051US01

PETITION FOR EXTENSION OF TIME UNDER 37 CFR SECTION 1.136(a)

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450,

on: December 9, 2003

MAIL STOP PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

 12/9/03
Estela P. Meiro Date

Sir:

Applicants herewith petition the Commissioner for Patents to extend the time of response to the Office Action dated August 13, 2003, for one month from November 13, 2003 to December 13, 2003. Applicants will not file a response to the Office Action, but instead are herewith filing a continuation-in-part application.

The Patent and Trademark Office is therefore authorized to charge the \$110.00 fee, plus any additional fee(s) required to secure entry of the Extension, or credit any overpayment, to the Pacesetter, Inc. Deposit Account No. 16-0068. An original and one copy of this request are enclosed.

Respectfully submitted,

Date:

12/9/03

Ronald S. Tamura

Ronald S. Tamura, Attorney for Applicants
Reg. No. 43,179

Correspondence Address:

PACESETTER, INC.
15900 Valley View Court
Sylmar, CA 91392-9221
818/493-3157
818/362-4795 (fax)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Cole H.Chen

Title

**METHOD OF MANUFACTURING A DRUG-ELUTING
ENDOCARDIAL LEAD UTILIZING SILICONE
ELASTOMER AS A DRUG CARRIER**

Attorney Docket Number

A01P1051US02

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

12/11/03

Date

Ronald S. Tamura

Signature

818/493-3157

Telephone number

Ronald S. Tamura, Reg. No. 43,179

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.